

OCT 20 2009

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
DEPUTY CLERK

KENNETH EDWARD BARBOUR,)	Civil Action No. 7:09-cv-00422
Plaintiff,)	
)	
v.)	<u>ORDER</u>
)	
LT. SCHLOBAUM, <u>et al.</u> ,)	By: Hon. James C. Turk
Defendants.)	Senior United States District Judge

In accordance with the memorandum opinion entered this day, it is hereby

ORDERED

that plaintiff's complaint is **DISMISSED without prejudice** and **STRICKEN** from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to plaintiff.

ENTER: This 20th day of October, 2009.

[Signature]
Senior United States District Judge